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PATENT

Attorney Docket No.: S-09-5

On 5-8-08
By Angela Lodig
Angela Lodig

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David Hovda et al.

Examiner: Lee S. Cohen

Application No.: 10/799,491

Art Unit: 3739

Filed: March 12, 2004

Confirmation No.: 8367

For: METHODS AND APPARATUS FOR
TREATING INTERVERTEBRAL DISCS

**RESPONSE TO NOTICE TO FILE
CORRECTED APPLICATION PAPERS**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

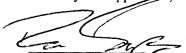
Dear Sir:

In response to the Notice to File Corrected Application Papers mailed March 18, 2008, Applicants respectfully submit 58 pages of Replacement Drawings, with a copy of the Notice mailed March 18, 2008.

After reviewing all the figures as filed on March 12, 2004, and September 19, 2006, Applicants chose to submit replacement sheets for all figures in order to have a better quality for publication.

Applicants believe there are no fees due at this time, however, the Commissioner is hereby authorized to charge any fees necessary or credit any overpayment to Deposit Account No. 50-0359 of ArthroCare Corporation in order to effectuate this filing.

Respectfully submitted
Attorney for Applicants


Brian E. Szymczak
Reg. No. 47,120

Date: 5/8/2008

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Serial No. : 10/799491
Applicant: Hovda
Filing Date : 03/12/04
Date Mailed : 03/18/08

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

See attachment.

: Figs. 1,18-21, 31-35 appears to be cutoff. Please provide replacement drawings.

*A copy of this notice MUST be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
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L. Fletcher _____
Your name
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